

III. REMARKS

This third preliminary amendment has been made to add new claims. The amendments have been particularly presented to avoid, where applicable, any admission or estoppel, generally, negatively effecting the scope of protection provided by the disclosure and claims of the present application, and particularly to avoid prosecution history estoppel, limitation of the scope of equivalences, or the like.

Assignee has added new claims 122-147. Claims 122-147 have been copied and are substantially similar to claims from U.S. Patent Application Publication No. US 2005/0282245 to Ludwig et al., published on December 22, 2005, Application No. 11/092,509 and from the Response to Restriction Requirement filed on June 12, 2006 in U.S. Application No. 11/092,509, in order to begin the examination analysis. The Assignee may submit details relative to suggesting an interference at a later date if or when deemed appropriate. Assignee respectfully requests that the Examiner of U.S. Application No. 11/092,509 be notified of such copying of claims. Similar copying of claims are also made in Assignee's application numbers: 11/608,079, and 11/508,133 and in new continuation application, entitled "Use of a Composition which Regulates Oxidation/Reduction Reactions Intracellularly and/or Extracellularly in a Staining or Sorting Process," based from Application No. 11/536,492.

Dated this 19th day of December, 2006.

Respectfully Submitted,
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